

# Order

Michigan Supreme Court  
Lansing, Michigan

April 5, 2011

Robert P. Young, Jr.,  
Chief Justice

141160

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

PEOPLE OF THE STATE OF MICHIGAN,  
Plaintiff-Appellant,

v

SC: 141160  
COA: 269250  
Washtenaw CC: 05-001221-FH

MICHAEL WILLIAM MUNGO,  
Defendant-Appellee.

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On order of the Court, leave to appeal was granted, 488 Mich 920 (2010), and this case is scheduled for argument as part of the May 2011 session calendar. It now appears to this Court that the case of *Davis v United States*, cert gtd \_\_\_ US \_\_\_; 131 S Ct 502; 178 L Ed 2d 368 (2010), is pending before the United States Supreme Court and because the decision in that case may resolve an issue raised in the present case, we cancel the oral argument previously scheduled for May 3, 2011, and we ORDER that this case be held in ABEYANCE pending the decision in *Davis*.

ZAHRA, J., did not participate because he was on the Court of Appeals panel.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

April 5, 2011

*Corbin R. Davis*

Clerk